

**No. 74062**

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAR 24 2006

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed AUG 26 2004 uner 71534

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The applicant **CENTEX HOMES** hereby makes application for permission to change the **Point of Diversion, Place of Use Manner of Use, of a portion** water heretofore appropriated under **Claim #93 and 93a of The Truckee River Decree, said decree entered in the District Court of The United States for Nevada in that certain action entitled, "The United States of America, Plaintiff, vs. Orr Water Ditch Company, et al., Defendants," in Equity Docket No. A-3.**

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1. The source of water is **TRUCKEE RIVER**
2. The amount of water to be changed **1.20 CFS NOT TO EXCEED 109.98 ACRE FEET ANNUALLY**
3. The water to be used for **MUNICIPAL**
4. The water heretofore permitted for **AS DECREED**
5. The water is to be diverted at the following point **SEE EXHIBIT "A" ATTACHED HERETO AND MAP SUPPORTING APPLICATION 71534 ON FILE WITH THE STATE ENGINEER.**
6. The existing permitted point of diversion is located within **SE ¼ NE ¼ OF SECTION 30, T.19N., R.18E., M.D.B.&M. OR AT A POINT FROM WHICH THE NORTHEAST CORNER OF SAID SECTION 30 BEARS N. 08° 33' E. A DISTANCE OF 1520.00 FEET (COLDIRON DITCH)**
7. Proposed place of use **SEE EXHIBIT "B" ATTACHED HERETO AND MAP SUPPORTING APPLICATION 71534 ON FILE WITH THE STATE ENGINEER.**
8. Existing place of use **SECTION 7, T.19N., R.18E., M.D.B.&M. – S/2 SE ¼ ,NE ¼ SE ¼ SECTION 8, T, 19N., R. 18E., M.D.B.&M. – NW ¼ SW ¼, SW¼ NW¼, SE¼ NW¼, NE¼ NW¼ TOTAL AREA – 24.445 ACRES SEE EXHIBIT "C" ATTACHERED HERETO AND SUPPORTING MAP.**
9. Use will be from **JANUARY 1 to DECEMBER 31** of each year.
10. Use was permitted from **AS DECREED.**
11. Description of proposed works **WATER WILL BE DIVERTED INTO EXISTING WASHOE COUNTY FACILITIES, TREATED AND PLACED INTO EXISTING WASHOE COUNTY DISTRIBUTION SYSTEMS.**
12. Estimated cost of works **EXISTING**
13. Estimated time required to construct works **EXISTING**
14. Estimated time required to complete the application of water to beneficial use **TEN YEARS**

15. Remarks:

By **ROBERT E. FIRTH**  
s/ **Robert E. Firth**  
**360 E. RIVERVIEW CIRCLE**  
**RENO, NV 89509**

Compared mt/ag W/ gkl  
Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, manner of use and place of use of a portion of the waters of the Truckee River as heretofore granted under Claims 93/93A, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.20 cubic feet per second, but not to exceed 109.98 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

December 20, 2016

Map in support of proof of beneficial use shall be filed on or before:

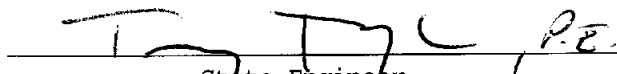
N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 20th day of December, A.D. 2006

  
State Engineer

Completion of work filed November 12, 2004 under 71420

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

**EXHIBIT "A"**

The following describes the multiple points of diversion for Truckee Meadows Water Authority Water Treatment Plants and Washoe County Hidden Valley Induction Well #4, which are shown on the map accompanying Application No. 71534 on file with the State of Nevada, Division of Water Resources, more particularly described as follows:

**STEAMBOAT CANAL (HUNTER CREEK RESERVOIR):**

The existing point of diversion is situate within the Northeast one-quarter of the Southwest one-quarter (NE $\frac{1}{4}$  SW $\frac{1}{4}$ ) of Section 31, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 31 bears South 62°04' East, a distance of 3,195.00 feet.

**HIGHLAND DITCH (HIGHLAND RESERVOIR):**

The existing point of diversion is situate within the Southwest one-quarter of the Southeast one-quarter (SW $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section 9, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 9 bears South 75°16' East, a distance of 1,650.00 feet.

**IDLEWILD TREATMENT PLANT:**

The existing point of diversion is situate within the Southeast one-quarter of the Southeast one-quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section 10, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 10 bears South 69°57'58" East, a distance of 842.34 feet.

**NORTH TRUCKEE DITCH (GLENDALE TREATMENT PLANT):**

The existing point of diversion is situate within the Southwest one-quarter of the Northeast one-quarter (SW $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section 7, T.19N., R.20E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Northeast corner of said Section 7 bears North 39°28' East, a distance of 3,015.00 feet.

**ORR DITCH PUMP STATION (CHALK BLUFF TREATMENT PLANT):**

The point of diversion is situate within the Northeast one-quarter of the Southeast one-quarter (NE $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion the Northeast corner of said Section 17 bears North 15°39'36" East, a distance of 3,264.77 feet.

**ORR DITCH (CHALK BLUFF TREATMENT PLANT):**

The point of diversion is situate within the Northeast one-quarter of the Southwest one-quarter (NE $\frac{1}{4}$  SW $\frac{1}{4}$ ) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion the Southwest corner of said Section 17 bears South 44°40' West, a distance of 3,211.00 feet.

**WASHOE COUNTY (HIDDEN VALLEY INDUCTION WELL #4)**

The point of diversion is situate within the West one-half of the Northwest one-quarter (W $\frac{1}{2}$  NW $\frac{1}{4}$ ) of Section 16 T.19N., R.20E., M.D.B.&M., Washoe County, Nevada from said point of diversion the West one-quarter corner of Section 21, T.19N., R.20E., M.D.B.&M. bears South 09°54'07"W a distance of 6929.94 feet.

AUG-03-04 16:32

FROM-WC DWR (775) 954-4600

T-586 P.03/04 F-986

" B "

**EXHIBIT "A"**

**PROPOSED PLACE OF USE**

| <u>DIVISION</u> | <u>SECTION</u> | <u>T-N</u> | <u>R-E</u> |            |
|-----------------|----------------|------------|------------|------------|
| ALL             | 1-5            | 18         | 18         | M.D.B.& M. |
| E ½             | 6 & 7          | 18         | 18         | M.D.B.& M. |
| ALL             | 8-17           | 18         | 18         | M.D.B.& M. |
| E ½             | 18 & 19        | 18         | 18         | M.D.B.& M. |
| ALL             | 20-29          | 18         | 18         | M.D.B.& M. |
| E ½             | 30 & 31        | 18         | 18         | M.D.B.& M. |
| ALL             | 32-36          | 18         | 18         | M.D.B.& M. |
| ALL             | 1-5            | 19         | 18         | M.D.B.& M. |
| E ½             | 6 & 7          | 19         | 18         | M.D.B.& M. |
| ALL             | 8-17           | 19         | 18         | M.D.B.& M. |
| E ½             | 18 & 19        | 19         | 18         | M.D.B.& M. |
| ALL             | 20-29          | 19         | 18         | M.D.B.& M. |
| E ½             | 30 & 31        | 19         | 18         | M.D.B.& M. |
| ALL             | 32-36          | 19         | 18         | M.D.B.& M. |
| ALL             | 1-5            | 20         | 18         | M.D.B.& M. |
| E ½             | 6 & 7          | 20         | 18         | M.D.B.& M. |
| ALL             | 8-17           | 20         | 18         | M.D.B.& M. |
| E ½             | 18 & 19        | 20         | 18         | M.D.B.& M. |
| ALL             | 20-29          | 20         | 18         | M.D.B.& M. |
| E ½             | 30 & 31        | 20         | 18         | M.D.B.& M. |
| ALL             | 32-36          | 20         | 18         | M.D.B.& M. |
| ALL             | 1-5            | 21         | 18         | M.D.B.& M. |
| E ½             | 6 & 7          | 21         | 18         | M.D.B.& M. |
| ALL             | 8-17           | 21         | 18         | M.D.B.& M. |
| E ½             | 18 & 19        | 21         | 18         | M.D.B.& M. |
| ALL             | 20-29          | 21         | 18         | M.D.B.& M. |
| E ½             | 30 & 31        | 21         | 18         | M.D.B.& M. |
| ALL             | 32-36          | 21         | 18         | M.D.B.& M. |
| ALL             | 1-36           | 17         | 19         | M.D.B.& M. |
| ALL             | 1-36           | 18         | 19         | M.D.B.& M. |
| ALL             | 1-36           | 19         | 19         | M.D.B.& M. |
| ALL             | 1-36           | 20         | 19         | M.D.B.& M. |
| ALL             | 1-36           | 21         | 19         | M.D.B.& M. |

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T-886 P. 04/04 F-886

| <u>DIVISION</u> | <u>SECTION</u> | <u>T-N</u> | <u>R-E</u> |            |
|-----------------|----------------|------------|------------|------------|
| ALL             | 5 & 6          | 16         | 20         | M.D.B.& M. |
| ALL             | 1 - 36         | 17         | 20         | M.D.B.& M. |
| ALL             | 2 - 35         | 18         | 20         | M.D.B.& M. |
| W ½             | 36             | 18         | 20         | M.D.B.& M. |
| ALL             | 1 - 12         | 19         | 20         | M.D.B.& M. |
| ALL             | 14 - 23        | 19         | 20         | M.D.B.& M. |
| ALL             | 26 - 35        | 19         | 20         | M.D.B.& M. |
| ALL             | 1 - 36         | 20         | 20         | M.D.B.& M. |
| ALL             | 1 - 36         | 21         | 20         | M.D.B.& M. |
| ALL             | 1 - 36         | 20         | 21         | M.D.B.& M. |
| ALL             | 1 - 36         | 21         | 21         | M.D.B.& M. |

See supporting map accompanying application 71534.

**EXHIBIT "C"**

| <b>Parcel Number<br/>3335680</b> | <b>Current APN</b> | <b>APN PER<br/>TR-065</b> | <b>IRRIGATED AREA<br/>ACRES</b> |
|----------------------------------|--------------------|---------------------------|---------------------------------|
| 1.                               | 038-294-11         | 038-294-03                | 3.04                            |
| 2.                               | 038-294-12         | 038-294-08                | 0.33                            |
| 3.                               | 038-294-14, 15     | 038-294-09                | 0.63                            |
| 4.                               | 038-295-01         | 038-295-01                | 1.716                           |
| 5.                               | 038-691-10         | 038-691-10                | 0.40                            |
| 6.                               | 038-691-14         | 038-691-11                | 1.69                            |
| 7.                               | 038-710-02         | 038-710-02                | 1.10                            |
| 8.                               | 038-710-03         | 038-710-03                | 1.44                            |
| 9.                               | 038-710-04         | 038-710-04                | 1.66                            |
| 10.                              | 038-710-05         | 038-710-05                | 1.44                            |
| 11.                              | 038-710-06         | 038-710-06                | 1.30                            |
| 12.                              | 038-710-07         | 038-710-07                | 1.40                            |
| 13.                              | 038-710-08         | 038-710-08                | 0.28                            |
| 14.                              | 038-710-09         | Silver Lynx Way           | 0.53                            |
|                                  |                    | Waterbuck Way             | 0.69                            |
| 15.                              | 038-710-10         | 038-710-10                | 0.72                            |
| 16.                              | 038-710-20         | 038-710-01                | 1.85                            |
| 17.                              | 038-842-14         | 038-046-29                | 4.229                           |
|                                  |                    | <b>TOTAL</b>              | <b>24.445</b>                   |